

REMARKS

Applicants wish to thank the Examiner for the allowance of claims 3, 19-25, 28, 30 and 36-39 if rewritten in independent form. The Examiner made several informalities objections to the claims. The claims have been amended in a manner that should obviate these objections. With regard to the objection of claim 26, there was already a period after the last structure.

Claims 30, 36 and 41 were rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. Applicants respectfully traverse this rejection.

Claims 30 and 36 have been amended to remove the trade names "Kodak Lightfast Magenta 1" and "Nippon Kayaku JPD EK-1". The CAS#s have been left in the claims as these are specific compound structures as cataloged by the Chemical Abstract Services, arm of the American Chemical Society. Grant & Hackh's Chemical Dictionary, Fifth Edition defines a CAS registry number as a unique number given to each definable chemical., and therefore such numbers are not indefinite. Claim 41 has been amended as requested by the Examiner.

Claims 1, 2, 4-18, 26, 27, 29, 32-35 and 40-44 were rejected under 35 U.S.C. 103 as being unpatentable over Nishita et al. in view of Peter. Applicants respectfully traverse this rejection.

The claims of the current invention have been amended in a manner which precludes any of the example yellow dyes described in Nishita. One skilled in the art, in order to arrive at the current invention, would have to choose one of the thousands of dyes possible from the generic structures of Nishita with no guidance from the examples. One would then have to choose to combine it with the black dyes of Peters even though such dyes are not described in Nishita. Such a series of choices is highly unlikely. Therefore, one skilled in the art would not arrive at the current invention utilizing the combination of Nishita and Peters. The yellow dyes of the current claims are easier and cheaper to manufacture. Dyes having the pyrazole group are most stable to light and ozone. They also have a better dye hue, which in combination with the other dyes of the invention provides a better color gamut and less sensitivity to the type of illuminant source.

It is believed that these changes now make the claims clear and definite and, if there are any problems with these changes, Applicants' attorney would appreciate a telephone call.

In view of the foregoing, it is believed none of the references, taken singly or in combination, disclose the claimed invention. Accordingly, this application is believed to be in condition for allowance, the notice of which is respectfully requested.

Respectfully submitted,

A handwritten signature in cursive script, reading "Sarah Meeks Roberts".

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If the Examiner is unable to reach the Applicant(s) Attorney at the telephone number provided, the Examiner is requested to communicate with Eastman Kodak Company Patent Operations at (585) 477-4656.